

MINUTES
State Allocation Board
March 30, 2005

Upon notice duly given, the monthly meeting of the State Allocation Board was held at the California Department of Education, located at 1430 N Street, Room 1101, Sacramento, California on March 30, 2005 at 4:00 p.m.

Members of the Board present were as follows:

- Anne Sheehan, Chief Deputy Director, Policy, Department of Finance, designated alternate for Thomas Campbell, Director, Department of Finance
- Rob Cook, Deputy Director, Interagency Support Division, Department of General Services, designated alternate for Ron Joseph, Director, Department of General Services
- Kathleen Moore, Director, School Facilities Planning Division, California Department of Education, designated representative for Jack O'Connell, Superintendent of Public Instruction
- Senator Bob Margett
- Senator Alan Lowenthal
- Senator Jack Scott
- Assembly Member Lynn Daucher
- Assembly Member Jackie Goldberg
- Assembly Member Joe Coto

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Mavonne Garrity, Interim Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC), were as follows:

Luisa M. Park, Executive Officer
Dave Zian, Manager, Fiscal Services/Program Services

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Sheehan, Chair, called the meeting to order at 4:02 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the February 23, 2005 SAB meeting.

EXECUTIVE OFFICER'S STATEMENT

The Executive Officer advised the Board on the following items: 1) the OPSC in conjunction with the California Department of Education is conducting Williams Settlement Legislation workshops during the months of March and April at various locations throughout California; 2) the OPSC will present two reports at the April SAB meeting that are in response to the Board's requests from the February 23, 2005 meeting; one regarding the criteria for financial hardship as it relates to funding equity and the timing of funding approvals and another regarding the ability to utilize residual modernization grants on other sites that did not generate the grants. In addition, the OPSC is coordinating with the Division of the State Architect (DSA) on the Americans with Disabilities Act and whether this is an area of interest for future bonds based upon feedback received from school districts on project funding impacts. This report may be presented at the May 25, 2005 SAB meeting. Lastly, the SAB's legal counsel is working with the Attorney General's office to obtain a legal opinion regarding the movement of \$269 million from the Critically Overcrowded Schools (COS) account to another funding category and, subsequently, return that funding back to the COS account and if that triggers the 2/3 vote requirement of the Legislature; and 3) because of a modular manufacturer declaring bankruptcy, the OPSC and the DSA have joined forces to prepare specific instructions for school districts on the necessary steps to complete these projects.

CONSENT ITEMS

Mr. Rob Cook, Designee for the Director of the Department of General Services, made a motion that the School Facility Program project apportionments included in this Consent Agenda be made but not be final until further adjustment is made, based on the index approved by the Board at this meeting.

In considering this item, the Board approved the consent calendar as presented.

FINANCIAL REPORTS***Status of Funds***

The Board accepted the Status of Funds report as presented.

SPECIAL CONSENT ITEMS***School Facility Program Time Limit on Fund Release Rescissions***

In considering this item, the Board approved the staff's recommendations.

School Facility Program Substantial Progress Reductions to Costs Incurred

In considering this item, the Board approved the staff's recommendations.

School Facility Program Substantial Progress Time Extensions

In considering this item, the Board approved the staff's recommendations.

Claremont Unified School District/Los Angeles 22/64394-00-04 and 05

In considering this item, the Board approved the staff's recommendations.

West Fresno Elementary School District/Fresno 51/62174-00-01

In considering this item, the Board approved the staff's recommendations.

SPECIALS/APPEALS***Southern Kern Unified School District/Kern 57/63776-00-004***

This item was withdrawn.

Class B Construction Cost Index Adjustment to the Grant Amount for 2005

In considering this item, the Board approved the staff's recommendations and locked in the 8 California Cities Class B Construction Cost Index for the next two years. Further, Assembly Member Goldberg requested staff to provide information to her office regarding the timing of when the index adjustment is applied to projects (at the time the construction grant is approved versus applied at the time of signing contracts).

REGULATIONS***Assembly Bill 2950 Amendments to the Critically Overcrowded School Facilities Program***

In considering this item, the Board approved the staff's recommendations. It is further noted that Assembly Member Goldberg stated that she is working with the Coalition for Adequate School Housing and several other organizations of districts and hopes to work with the Administration and the Department of Finance in reviewing the eligibility calculations for non-critically overcrowded schools.

INFORMATION/REFERENCE***Remaining Board Meeting Dates for the Calendar Year 2005******School Facility Program Workload List******Facility Hardship/Rehabilitation Approvals without Funding List as of February 23, 2005*****CLOSED SESSION**

The Board convened into closed session pursuant to Government Code Section 11126(a)(1) for the purpose of considering the appointment of the Assistant Executive Officer.

Upon conclusion of the closed session, the Board reconvened into open session at 4:35 p.m.

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 4:36 p.m.

LUISA M. PARK, Executive Officer